

April 7, 2009

Daniel G. Schultz, M.D. Director
Center for Devices and Radiological Health
Food and Drug Administration
9200 Corporate Boulevard
Rockville, MD 20850-3229

Dear Dr. Schultz:

This is to advise the Center that the U.S. Nuclear Regulatory Commission (NRC) has approved an Agreement with the Commonwealth of Virginia under Section 274 of the Atomic Energy Act of 1954, as amended. This Agreement transfers to the Commonwealth the Commission's regulatory authority over byproduct material, source material, and special nuclear material in quantities not sufficient to form a critical mass. The Agreement became effective on March 31, 2009. Enclosed is a copy of the Agreement for your information.

Sincerely,

Robert J. Lewis, Director **/RA/**
Division of Materials Safety and State Agreements
Office of Federal and State Materials
and Environmental Management Programs

Enclosure:
Virginia Agreement

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